



CITY OF LODI COUNCIL COMMUNICATION

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AGENDA TITLE: Adopt Resolution Amending the Bylaws for the Lodi Improvement Committee

MEETING DATE: November 2, 2011 ■

PREPARED BY: Community Development Department

RECOMMENDED ACTION: Adopt a Resolution amending the Bylaws of the Lodi Improvement Committee.

BACKGROUND INFORMATION: The Lodi Improvement Committee (LIC) voted unanimously on October 11, 2011 to amend the LIC Bylaws. In addition to cleaning up some of the language within the bylaws, the amendments made two structural changes to the committee by eliminating the position of Treasurer and by reducing the number of members on the committee from seven to five. The red-line version of the draft bylaws are attached for reference as Exhibit A.

The LIC has always held funds raised through events and from previous grants in a checking account. Through the years those funds have been used to buy matching polo shirts for the LIC members, pay for lunches at their annual goal-setting sessions, and for community projects such as the Main Street City Hall/Firehouse Paint Project. The Treasurer position has had the responsibility of tracking and providing monthly report of those funds. As those funds are being depleted and the bank account closed, the need for a Treasurer position has been eliminated. Any future funding that the LIC receives will be deposited in a trust account within the Finance Department. The staff liaison for the LIC will assume responsibility for reporting account balances to the LIC.

In 2008, the LIC amended its bylaws to reduce its membership from nine to seven members, in part due to some difficulty in reaching a quorum at regular meetings. The LIC has had two vacant positions for most of the past year and has been unable to find interested applicants to fill both positions through multiple postings by the City Clerk's Office. This has again made it difficult for the LIC to reach a quorum at its regular meetings and has led it to the decision to reduce its membership from seven to five.

The Lodi Improvement Committee is requesting that the City Council approve the proposed Bylaw amendments, referenced in the attachment.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Not applicable.

A handwritten signature in black ink, appearing to read "Konradt Bartlam".

Konradt Bartlam
Community Development Director

Attachment
KB/jw

APPROVED:

A handwritten signature in black ink, appearing to read "Konradt Bartlam".

Konradt Bartlam, City Manager

EXHIBIT “A”

BY-LAWS OF

THE LODI IMPROVEMENT COMMITTEE

ARTICLE I

ORGANIZATION

SECTION 1.

Under the auspices of the City of Lodi, there is hereby created the Lodi Improvement Committee.

ARTICLE II

PURPOSES

SECTION 1. GENERAL PURPOSE

The Lodi Improvement Committee is organized and created for the purposes of maintaining and improving the quality of life and appearance of Lodi by the coordinated efforts of a broad spectrum of the community.

SECTION 2. SPECIFIC GOALS/PURPOSES

- A) To combat illegal drugs, prostitution, and other crimes by such measures as cooperation with or establishment of groups such as Crime Stoppers and Neighborhood Watch.
- B) To eliminate blight and encourage the maintenance, improvement, or rehabilitation of properties throughout Lodi, with the cooperation of residents, property owners, business, and government.
- C) To act as an advocate for residents in issues dealing with the upgrade, improvement and maintenance of all infrastructure, including streets, alleys, water, sewer and storm drainage systems.
- D) To encourage compliance with building, housing, fire, and other health and safety laws, and local property maintenance ordinances by property owners, residents, and businesses.

EXHIBIT "A"

- E) To coordinate with churches, civic and community groups, and other community based organizations to educate and inform the public on ways of achieving these goals, and to keep the public informed of the efforts.
- F) To work with business community to encourage a healthy business climate.
- G) Provide acknowledgement to properties and businesses throughout the City that show marked improvements in service and appearance that contributes to the image and quality of the community.

ARTICLE III

MEMBERSHIP

SECTION 1. GENERAL MEMBERSHIP

General membership shall be open to all persons.

SECTION 2. BOARD OF DIRECTORS

Effective ~~July 21, 2009~~ **October 11, 2011**, pending approval by the Lodi City Council, the ~~nine (9)~~ **seven (7)** person Board of Directors shall, ~~by attrition,~~ **by elimination of two (2) vacant positions,** be reduced to a ~~seven (7)~~ **five (5)** member board. ~~Such attrition shall occur by resignation or removal of directors currently serving, failure to complete their term or failure to seek reappointment at the end of their term.~~ During and after the transition, a quorum of the Board for voting or meeting purposes shall consist of fifty percent (50%) plus one of all directors then serving on the Board. After transition is complete, directors shall continue to serve three year staggered terms, based on their original date of appointment.

SECTION 3. SUBCOMMITTEES

There may be as many subcommittees as deemed necessary by the Board to accomplish any specific goal to be achieved by the Improvement Committee.

EXHIBIT “A”

ARTICLE IV

OFFICERS

SECTION 1. EXECUTIVE OFFICERS

The Executive Officers shall consist of a Chairperson **and a** Vice-Chairperson, ~~and Treasurer~~. New officers shall be elected by the Board annually at the first meeting in April.

SECTION 2.

The Chairperson or Vice Chairperson shall serve as spokesperson for the Lodi Improvement Committee and liaison with the Lodi City Council.

SECTION 3.

Any Executive Officer or Board of Directors member who misses three (3) unexcused meetings within a one year period without the consent of one of the Executive **Officers** ~~Board Members~~ shall be deemed to have vacated the office.

ARTICLE V

FINANCIAL MATTERS

SECTION 1. REVENUES

All revenues of the Lodi Improvement Committee shall be administered through ~~a bank account~~ **the City of Lodi Finance Department**, ~~to be monitored by the City of Lodi~~ and into which all donations, gifts, or other revenues raised by the Lodi Improvement Committee shall be placed. All expenditures must be approved by a majority vote of the Board, subject to City Council overview and signed by ~~Treasurer and~~ one Executive Officer.

EXHIBIT “A”

SECTION 2. AUDITING

The fund account for the Lodi Improvement Committee shall be audited as part of the City’s regular annual audit and quarterly expenditures reports will be submitted by the Treasurer to the Finance Department of the City of Lodi.

ARTICLE VI

TERM OF EXISTENCE/DISSOLUTION

SECTION 1. CONTINUOUS OPERATION

The Lodi Improvement Committee shall continue and be permanent until dissolved by action of the City Council or the Improvement Committee Board of Directors.

ARTICLE VII

BOARD PROCEDURES

SECTION 1. PROCEDURES

After the transition described in Article III, Section 2 above is complete, ~~five Board Members shall~~ **fifty percent (50%) plus one of all directors then serving on the Board shall** constitute a quorum and may conduct business at any regular meeting. A majority of those present may act by affirmative vote. No proxy voting is allowed.

SECTION 2. MEETING

Regular meetings of the Board shall be held once a month, on the second Tuesday of each month, at a location to be determined by the Board and opened to the public. Special meetings shall be held as necessary. All meetings shall be subject to the provisions of the Ralph M. Brown Act (Gov. Code §54950 et. Seq.),

EXHIBIT “A”

SECTION 3. COMMUNICATIONS

All external communications to the public or media shall be through or authorized by the Chairperson, or in his/her absence, by the Vice-Chairperson or a designated Board Member.

ARTICLE VIII

AMENDMENTS

SECTION 1.

These Bylaws shall constitute the empowering documents for the Lodi Improvement Committee and may be revised by the City Council or a majority vote of the Board of Directors, at a regular meeting previously announced for the purpose, subject to ratification by the Lodi City Council.

ADOPTED BY CITY COUNCIL VOTE ON _____, RATIFIED BY MAJORITY VOTE OF THE LODI IMPROVEMENT COMMITTEE ON **OCTOBER 11, 2011**

CHAIRPERSON

APPROVED AS TO FORM

D. STEPHEN SCHWABAUER
CITY ATTORNEY

RESOLUTION NO. 2011-173

A RESOLUTION OF THE LODI CITY COUNCIL
APPROVING AMENDMENTS TO THE BYLAWS FOR
THE LODI IMPROVEMENT COMMITTEE

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WHEREAS, the members of the Lodi Improvement Committee (LIC) wish to amend the Bylaws that, in addition to cleaning up language therein, will change the number of members on the Committee from seven to five, which also affects what constitutes a quorum for all meetings, will eliminate the position of Treasurer, and alter how funds will be held and accounted for; and

WHEREAS, at the Regular Meeting held on October 11, 2011, the LIC voted and approved said amendments to the Bylaws and hereby respectfully submits the amended Bylaws to the Lodi City Council for its review and approval.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve the amendments to the bylaws for LIC, as shown on Exhibit A attached and made a part of this Resolution.

Dated: November 2, 2011

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I hereby certify that Resolution No. 2011-173 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 2, 2011, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Katzakian, Mounce, Nakanishi,
and Mayor Johnson

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None


RANDI JOHL
City Clerk

BY-LAWS OF

THE LODI IMPROVEMENT COMMITTEE

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ADOPTED BY CITY COUNCIL VOTE ON NOVEMBER 2, 2011, RATIFIED BY MAJORITY VOTE OF THE LODI IMPROVEMENT COMMITTEE ON OCTOBER 11, 2011.

CHAIRPERSON

APPROVED AS TO FORM

D. STEPHEN SCHWABAUER
CITY ATTORNEY